

DARRELL D. DENNIS
Nevada Bar No. 006618
Darrell.Dennis@lewisbrisbois.com
STEPHANIE GARABEDIAN
Nevada Bar No. 009612
Stephanie.Garabedian@lewisbrisbois.com
MICHAEL R. SMITH
Nevada Bar No.12461
LEWIS BRISBOIS BISGAARD & SMITH LLP
6385 S. Rainbow Boulevard, Suite 600
Las Vegas, Nevada 89118
702.893.3383
FAX: 702.893.3789
Attorneys for Defendant Eurpac Service, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

EARLY MCGEE, individually,

Plaintiff,

vs.

EURPAC SERVICE, INC., a Connecticut
Corporation; DOES I-X; and ROE
CORPORATIONS I-X, inclusive,

Defendant.

CASE NO.: 2:20-cv-00334-RFB-BNW

STIPULATION AND ORDER TO
EXTEND DISCOVERY PLAN AND
SCHEDULING ORDER

(Second Request)

Plaintiff, EARLY MCGEE, by and through her attorneys of record, ADAM SMITH LAW, and Defendant, EURPAC SERVICES, INC., by and through its attorneys of record LEWIS BRISBOIS BISGAARD & SMITH LLP, hereby request that the discovery deadlines in the previously filed DEFENDANT'S EMERGENCY MOTION TO EXTEND DISCOVERY DEADLINES [Doc.15], be extended by ninety (90) days, pursuant to FRCP 29 and LR-26.4, as follows:

A. DISCOVERY WHICH HAS BEEN COMPLETED

The parties have conducted the following discovery to date:

1. Participation in the FRCP 26(f) Conference;
2. Plaintiff has propounded Requests for Admissions, Request for

1 Production and Interrogatories and Defendant has answered;

2 3. Defendant has propounded Interrogatories, Requests for Production,
3 and Requests for Admission. Plaintiff has answered;

4 4. Plaintiff has disclosed her Initial FRCP 26(a)(1) Disclosure of Witnesses
5 and Documents;

6 5. Defendant has disclosed their Initial and First through Third
7 Supplemental FRCP 26(a)(1) Disclosures;

8 6. Defendant deposed Plaintiff; and

9 Defendant was able to obtain documents from Class Six through a
10 Freedom of Information Act Request.
11

12 **B. DISCOVERY WHICH REMAINS TO BE CONDUCTED**

13 1. Deposition of Defendant;

14 2. Obtaining Plaintiff's Medical Records;

15 3. Depositions of Plaintiff's Medical Providers;

16 4. Initial Expert and Rebuttal Expert Disclosures;

17 5. Depositions of Plaintiff's Expert Witnesses;

18 6. Depositions of Defendant's Expert Witnesses;

19 7. Service of Subpoena to Nellis Airforce Base (currently closed due to
20 COVID-19 Pandemic);
21

22 8. Site Inspection of the Nellis Airforce Base Exchange- Class Six;

23 9. Additional Written Discovery; and

24 10. Any Additional Discovery Deemed Necessary.
25

26 **C. REASONS WHY THE PROPOSED DISCOVERY PLAN WAS NOT**
27 **COMPLETED PRIOR TO THE EXPIRATION OF THE CURRENT**
28 **DISCOVERY DEADLINE**

The parties have been working diligently to complete discovery. Plaintiff has

1 responded to Defendant's written discovery, and Defendant has attempted to request and
 2 subpoena Plaintiff's medical records. Due to the restrictions imposed by the current
 3 COVID-19 Pandemic, Nellis Airforce Base is currently closed, and the parties have been
 4 unable to serve a subpoena for relevant information and/or schedule a site inspection.
 5 Defendant will obtain medical records and then parties will be able to schedule the
 6 deposition of Defendant. The parties will schedule the depositions of disclosed medical
 7 experts, and Plaintiff's treating physicians. The parties respectfully request an extension.
 8

9 **D. PROPOSED PLAN FOR COMPLETING DISCOVERY**

10 EVENT	CURRENT DEADLINE	PROPOSED DEADLINE
11 Discovery Deadline	October 26, 2020	January 25, 2021
12 Amend Pleading/Add Parties	July 28, 2020	October 26, 2020
13 Initial Expert Disclosures	August 26, 2020	November 24, 2020
14 Rebuttal Expert Disclosures	September 26, 2020	December 18, 2020
15 File Dispositive Motions	November 25, 2020	February 23, 2021
16 Pre-Trial Order	December 23, 2020	March 23, 2021

17 **E. THE CURRENT TRIAL DATE**

18 This matter has not been scheduled for trial.

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27 //

1 E. NUMBER OF REQUESTS FOR EXTENSION

2 This is the second request to extend discovery deadlines and continue trial date.

3 DATED this 11th day of August, 2020.

4
5 ADAM SMITH LAW

6
7 By: /s/ Christian Miles

8 Adam D. Smith
9 Nevada Bar No. 9690
10 Christian A. Miles
11 Nevada Bar No. 13193
12 6130 Elton Avenue
13 Las Vegas, Nevada 89107
14 Attorneys for Plaintiff

15
16 LEWIS BRISBOIS BISGAARD & SMITH LLP

17
18 By: /s/ Michael Smith

19 DARRELL D. DENNIS
20 Nevada Bar No. 006618
21 STEPHANIE GARABEDIAN
22 Nevada Bar No. 009612
23 MICHAEL R. SMITH
24 Nevada Bar No. 12461
25 6385 S. Rainbow Boulevard, Suite 600
26 Las Vegas, Nevada 89118
27 Tel. 702.893.3383
28 Attorneys for Defendant Eurpac Service Inc.

IT IS SO ORDERED:



UNITED STATES MAGISTRATE JUDGE

August 13, 2020

DATED: _____

Mercado, Gabriela

From: Smith, Michael R. (LV)
Sent: Tuesday, August 11, 2020 9:54 AM
To: Mercado, Gabriela
Subject: FW: McGee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents
Attachments: McGee - Stipulation and Order to Extend Discovery Plan & Scheduling Order (2nd Request) 08.10.20 4851-7588-6535 v.1.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Follow-up w/Atty.

Can you help with this?

Michael Smith
Attorney
Las Vegas Rainbow
702.830.9017 or x7029017

From: Garabedian, Stephanie
Sent: Tuesday, August 11, 2020 9:52 AM
To: Smith, Michael R. (LV) <Michael.R.Smith@lewisbrisbois.com>; Quintana, Lucille <Lucille.Quintana@lewisbrisbois.com>
Subject: FW: McGee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents

Lucille, please file the attached Stip. OC's permission is below.

Stephanie Garabedian
Partner
Las Vegas Rainbow
702.693.4379 or x7024379

From: Christian Miles <christian@adamsmithlaw.com>
Sent: Tuesday, August 11, 2020 9:02 AM
To: Garabedian, Stephanie <Stephanie.Garabedian@lewisbrisbois.com>; Quintana, Lucille <Lucille.Quintana@lewisbrisbois.com>
Cc: Smith, Michael R. (LV) <Michael.R.Smith@lewisbrisbois.com>; Grigg, Christopher <Christopher.Grigg@lewisbrisbois.com>; Lourdes Chappell <lourdes@adamsmithlaw.com>; Adam Smith <adam@adamsmithlaw.com>
Subject: [EXT] RE: McGee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents

External Email

Good Morning Stephanie,

I have no objections to the SAO. You may use my e-signature to submit the document to the Court.

Best Regards,



Christian A. Miles
ADAM SMITH LAW
p: (702) 929-2289
f: (702) 960-4454
e: christian@adamsmithlaw.com
6130 Elton Ave., Las Vegas, NV 89107
www.adamsmithlaw.com

From: Garabedian, Stephanie <Stephanie.Garabedian@lewisbrisbois.com>
Sent: Monday, August 10, 2020 5:17 PM
To: Quintana, Lucille <Lucille.Quintana@lewisbrisbois.com>; Christian Miles <christian@adamsmithlaw.com>
Cc: Smith, Michael R. (LV) <Michael.R.Smith@lewisbrisbois.com>; Grigg, Christopher <Christopher.Grigg@lewisbrisbois.com>; Lourdes Chappell <lourdes@adamsmithlaw.com>
Subject: RE: Mcgee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents

Hi Christian,

Pursuant to your voicemail, please find attached our proposed SAO to extend discovery. Please let us know if you approve of the Stipulation or if you would like revisions.

Thank you,

Stephanie



Stephanie Garabedian
Partner
Stephanie.Garabedian@lewisbrisbois.com
T: 702.693.4379 F: 702.893.3789

6385 South Rainbow Blvd., Suite 600, Las Vegas, NV 89118 | LewisBrisbois.com

Representing clients from coast to coast. View our locations nationwide.

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From: Quintana, Lucille
Sent: Thursday, July 9, 2020 4:46 PM
To: 'christian@adamsmithlaw.com' <christian@adamsmithlaw.com>; 'lourdes@adamsmithlaw.com' <lourdes@adamsmithlaw.com>
Cc: Garabedian, Stephanie <Stephanie.Garabedian@lewisbrisbois.com>; Smith, Michael R. (LV) <Michael.R.Smith@lewisbrisbois.com>; Grigg, Christopher <Christopher.Grigg@lewisbrisbois.com>

Subject: Mcgee v. Eurpac - Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents

Christian and Lourdes –

Please find attached Defendant's FRCP 26(a)(1)(C) Third Supplemental List of Witnesses and Disclosure of Documents.

Thank you,

Lucille



Lucille Quintana

Legal Secretary

6385 S. Rainbow Blvd.

Suite 600

Las Vegas, NV 89118

lucille.quintana@lewisbrisbois.com

Direct Dial: 702-693-4394

Main: 702-893-3383

Fax: 702-893-3789
